IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 31ST OCTOBER 2006 / 9TH KARTHIKA 1928

Bail Appl..No. 6142 of 2006()

CRIME NO.382/2006 OF VELLARADA POLICE STATION.

PETITIONER/ACCUSED

DENNYSON, S/O. ARULAPPAN NADAR,
CHARUVILA PUTHEN VEEDU, KOVALLOOR,
MANALI P.O., NEYYATTINKARA.

BY ADV. SRI.B.KRISHNA MANI

RESPONDENTS: STATE / COMPLAINANT

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1. THE STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. THE SUB INSPECTOR OF POLICE,
VELLARADA POLICE STATION.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 31/10/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M. JAMES, J.

Bail Application No. 6142 of 2006

Dated this the 31st October, 2006.

O R D E R

Petitioner is before this Court under Section 438 Cr.P.C. praying for a pre-arrest order, as he apprehends arrest in Crime No.382/2006 of Vellarada Police Station, for the offence punishable under Section 307 IPC. It is alleged by the prosecution that the petitioner has inflicted lacerated injuries on the right neck of the de facto complainant. The prosecution, however, submits that the arrest of the petitioner is required for the purpose of recovery of the weapon used in the occurrence.

2. The learned counsel appearing for the petitioner, Sri.B.Krishna Mani, has got yet another version, involving the father of the de facto complainant, and the wife of the petitioner.

3. Without entering into any discussion on the facts that are placed by both sides, I dispose of the application, directing the petitioner to surrender before the Investigating Officer of Vellarada Police Station, who is investigating the Crime No.382/2006 of that police station, on 7.11.2006, between 9.30 and 10 a.m.

4. The investigating officer shall interrogate the petitioner, and produce him before the court below, as per the law.

5. On production of the accused by the Investigating Officer, the learned Magistrate shall allow the petitioner to be on bail, imposing such conditions, as are deemed necessary.

J.M. JAMES,
JUDGE

nj.